IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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C.W.P NO.19479 OF 2006

Date of decision : December 08, 2006

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M/s K.L Alloys Limited, G.T Road, Mandi Gobindgarh .....Petitioner

Vs.

Punjab State Electricity Board, Patiala & others .....Respondents

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CORAM: HON'BLE MR. JUSTICE VINEY MITTAL
HON'BLE MR. JUSTICE H.S BHALLA

Present: Mr. J.S Toor, Advocate for the petitioner(s).

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Viney Mittal, J. (Oral)

After hearing the learned counsel for the petitioner and taking into consideration the various pleas raised by the petitioner in the present petition, we find that the various issues raised by the petitioner can only be adjudicated on production of evidence. In these circumstances, we dispose of the present petition and relegate the petitioner to seek its remedies before the Civil Court, if so advised.

We have also taken note of the fact that the original demand was raised against the petitioner-Company prior to the enactment of the Indian Electricity Act, 2003 and in these circumstances, the bar with regard to the jurisdiction of the Civil Court under the new Act is not applicable.

Disposed of with the aforesaid liberty.

However, for a period of one month, no recovery shall be effected from the petitioner.

Copy of the order be given dasti on payment of the usual charges.

(VINEY MITTAL)
JUDGE

December 08, 2006
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(H.S BHALLA)
JUDGE